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In re Application of
Sigismondo A. DeTora et al
Application No. 10/716,581
Filed: November 19, 2003
Attorney Docket No. 67554

OFFICE OF PETITIONS

ON PETITION

This is a decision on the petition under 37 CFR 1.173(b), filed March 17, 2005, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply in a timely manner to the Notice to File Missing Parts of Nonprovisional Application (Notice) mailed February 19, 2004. The Notice set a period for reply of two (2) months from the mail date of the Notice. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned on April 20, 2004.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the reply in the form of a declaration; (2) the petition fee; and (3) the required statement of unintentional delay have been received. Accordingly, the reply to the Notice of February 19, 2004 is accepted as having been unintentionally delayed.

Pursuant to petitioner's authorization, Deposit Account No. 50-2735 was charged a total of \$1,630.00 -- \$1,500.00 for the petition to revive an unintentionally abandoned application and \$130.00 for the surcharge.

Telephone inquiries concerning this decision should be directed to Wan Laymon at (571) 272-3220.

This matter is being referred to the Office of Initial Patent Examination for preexamination processing.

Wan Laymon
Wan Laymon

Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy